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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ZARYAB M. MUNIR,)	No. C 08-2414 MHP
)	
Plaintiff,)	
)	
v.)	JOINT REQUEST TO BE EXEMPT FROM
)	FORMAL ADR PROCESS
MICHAEL CHERTOFF, Secretary of the)	
Department of Homeland Security; et al.,)	
)	
Defendants.)	

Each of the undersigned certifies that he or she has read either the handbook entitled “Dispute Resolution Procedures in the Northern District of California,” or the specified portions of the ADR Unit’s Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to Plaintiff’s request that this Court compel Defendants to adjudicate the application for naturalization. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the ADR Multi-Option Program and that they be excused from participating in the ADR phone

ADR CERTIFICATION
 08-2414 MHP

conference and any further formal ADR process.

Dated: July 16, 2008

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
MELANIE L. PROCTOR¹
Assistant United States Attorney
Attorneys for Defendants

Dated: July 16, 2008

/s/
ZARYAB MUNIR
Pro Se

PROPOSED ORDER

Pursuant to the stipulation of the parties, IT IS SO ORDERED.

Dated: July 17, 2008

MARILYN HALL PATEL
United States District Judge



¹I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/S/) within this efiled document.

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

ZARYAB M. MUNIR,
Plaintiff,

Case Number: CV08-02414 MHP

CERTIFICATE OF SERVICE

v.

MICHAEL CHERTOFF et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on July 18, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Zaryab M. Munir
22345 West Lyndon Loop
Castro Valley, CA 94552

Dated: July 18, 2008

Richard W. Wieking, Clerk
By: Anthony Bowser, Deputy Clerk